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CLERK US DISTRICT COURT DISTRICT OF NEVADA	
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**UNITED STATES DISTRICT COURT**  
for the  
District of Nevada  
Civil Rights Division

**2:20-cv-01648-GMN-VCF**

Neil Scott

*Plaintiff(s)*

*(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)*

-v-

Barbara Cegavske

William Barr

*Defendant(s)*

*(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names. Do not include addresses here.)*

Jury Trial: *(check one)*  Yes  No

**COMPLAINT FOR VIOLATION OF CIVIL RIGHTS**

(Non-Prisoner Complaint)

**NOTICE**

Federal Rules of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

Except as noted in this form, plaintiff need not send exhibits, affidavits, grievance or witness statements, or any other materials to the Clerk's Office with this complaint.

In order for your complaint to be filed, it must be accompanied by the filing fee or an application to proceed in forma pauperis.

## I. The Parties to This Complaint

### A. The Plaintiff(s)

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name	Neil Scott		
Address	3150 Soft Breezes Dr. Suite 1220		
	City	State	Zip Code
Las Vegas	NV	89128	
County	Clark		
Telephone Number	571-969-3543		
E-Mail Address	nssctt@gmail.com		

### B. The Defendant(s)

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (if known) and check whether you are bringing this complaint against them in their individual capacity or official capacity, or both. Attach additional pages if needed.

#### Defendant No. 1

Name	William Barr		
Job or Title ( <i>if known</i> )	United States Attorney General		
Address	950 Pennsylvania Avenue, NW		
	City	State	Zip Code
Washington	DC	20530	
County			
Telephone Number	202-514-2000		
E-Mail Address ( <i>if known</i> )	Special.Litigation@usdoj.gov		

Individual capacity       Official capacity

#### Defendant No. 2

Name	Barbara Cegavske		
Job or Title ( <i>if known</i> )	Nevada Secretary of State		
Address	101 North Carson Street, Suite 3		
	City	State	Zip Code
Carson City	NV	89701	
County			
Telephone Number	775-684-5705		
E-Mail Address ( <i>if known</i> )	sosexec@sos.nv.gov, nvelect@sos.nv.gov		

Individual capacity       Official capacity

## Defendant No. 3

Name \_\_\_\_\_

Job or Title (*if known*) \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_

State \_\_\_\_\_

Zip Code \_\_\_\_\_

County \_\_\_\_\_

Telephone Number \_\_\_\_\_

E-Mail Address (*if known*) \_\_\_\_\_ Individual capacity       Official capacity

## Defendant No. 4

Name \_\_\_\_\_

Job or Title (*if known*) \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_

State \_\_\_\_\_

Zip Code \_\_\_\_\_

County \_\_\_\_\_

Telephone Number \_\_\_\_\_

E-Mail Address (*if known*) \_\_\_\_\_ Individual capacity       Official capacity**II. Basis for Jurisdiction**

Under 42 U.S.C. § 1983, you may sue state or local officials for the "deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws]." Under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

A. Are you bringing suit against (*check all that apply*): Federal officials (a *Bivens* claim) State or local officials (a § 1983 claim)

## B. Section 1983 allows claims alleging the "deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws]." 42 U.S.C. § 1983. If you are suing under section 1983, what federal constitutional or statutory right(s) do you claim is/are being violated by state or local officials?

19th amendment, 12th amendment, 14th amendment, 15th amendment and the voting and civil rights act. *Chiafalo v. Washington*, 591 U.S. \_\_\_\_ (2020) and *Colorado Dept. of State v. Baca*, 591 U.S. \_\_\_\_ (2020)

C. Plaintiffs suing under *Bivens* may only recover for the violation of certain constitutional rights. If you are suing under *Bivens*, what constitutional right(s) do you claim is/are being violated by federal officials?

19th amendment, 12th amendment, 14th amendment, 15th amendment and the voting and civil rights act. *Chiafalo v. Washington*, 591 U.S. \_\_\_\_ (2020) and *Colorado Dept. of State v. Baca*, 591 U.S. \_\_\_\_ (2020)

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- D. Section 1983 allows defendants to be found liable only when they have acted "under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia." 42 U.S.C. § 1983. If you are suing under section 1983, explain how each defendant acted under color of state or local law. If you are suing under *Bivens*, explain how each defendant acted under color of federal law. Attach additional pages if needed.
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### III. Statement of Claim

State as briefly as possible the facts of your case. Describe how each defendant was personally involved in the alleged wrongful action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not cite any cases or statutes. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

- A. Where did the events giving rise to your claim(s) occur?

The 2020 November election ballot.

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- B. What date and approximate time did the events giving rise to your claim(s) occur?

On 09/01/2020 I called the Nevada Secretary of States office and they informed me that the President and Vice President would be paired together on the November ballot according to party because of federal laws.

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- C. What are the facts underlying your claim(s)? (*For example: What happened to you? Who did what? Was anyone else involved? Who else saw what happened?*)

Neil Scot is a black naturalized citizen of Jamaican descent and a member of the Libertarian party who lives in the State of Nevada.

This election there will be two female candidates on the ballot (49 states and the D.C.) for President and Vice President. Jo Jorgensen a Libertarian for President and Kamala Harris who is black of Jamaican decent and a Democrat for Vice President.

In the State of Nevada the election for Governor and Lieutenant Governor are listed as separate votes on the election ballot.

In the 2020 election the ballot for President and Vice President are paired together by political party. This makes it impossible for voters to choose each woman separately without a male counterpart. Joe Biden is paired with Kamala Harris for Democrat likewise Jo Jorgensen and Spike Cohen Libertarian.

In 32 states a majority of States electors are required to vote in accordance with the will of the voters unless congress rejects the outcome.

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#### **IV. Injuries**

If you sustained injuries related to the events alleged above, describe your injuries and state what medical treatment, if any, you required and did or did not receive.

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#### **V. Relief**

State briefly what you want the court to do for you. Make no legal arguments. Do not cite any cases or statutes. If requesting money damages, include the amounts of any actual damages and/or punitive damages claimed for the acts alleged. Explain the basis for these claims.

I seeks to have the November 2020 ballot printed according to constitutional offices and not by political party in all 50 states and the District of Columbia.

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## VI. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

### A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: 09/03/2020

Signature of Plaintiff Neil Scott

Printed Name of Plaintiff Neil Scott

### B. For Attorneys

Date of signing:

Signature of Attorney

Printed Name of Attorney

Bar Number

Name of Law Firm

Pro Se 15 (Rev. 12/16) Complaint for Violation of Civil Rights (Non-Prisoner)

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Address \_\_\_\_\_

*City* \_\_\_\_\_

*State* \_\_\_\_\_

*Zip Code* \_\_\_\_\_

Telephone Number \_\_\_\_\_

E-mail Address \_\_\_\_\_